

James M. Finberg (SBN 114850)  
Bill Lann Lee (SBN 108452)  
Eve H. Cervantez (SBN 164709)  
Chimène I. Keitner (SBN 226948)  
LIEFF, CABRASER, HEIMANN &  
BERNSTEIN, LLP  
275 Battery Street, 30th Floor  
San Francisco, CA 94111-3339  
Telephone: (415) 956-1000  
Facsimile: (415) 956-1008

Todd M. Schneider (SBN 158253)  
Guy B. Wallace (SBN 176151)  
Joshua Konecky (SBN 182897)  
SCHNEIDER & WALLACE  
180 Montgomery Street, Suite 2000  
San Francisco, CA 94104  
Telephone: (415) 421-7100  
Facsimile: (415) 421-7105

JOHN BURRIS (SBN 69888)  
7677 Oakport Bldg., Suite 1120  
Oakland, CA 94612  
Telephone: (510) 839-5210  
Facsimile: (510) 839-3882

MICHAEL S. DAVIS (SBN 160045)  
345 Hill Street  
San Francisco, CA 94109  
Telephone: (415) 282-4315  
Facsimile: (415) 358-5576

KAY MCKENZIE PARKER (SBN 143140)  
225 Bush Street, 16th Floor  
San Francisco, CA 94104  
Telephone: (415) 227-9622  
Facsimile: (415) 227-4522

WAUKEEN Q. MCCOY (SBN 168228)  
703 Market Street, Suite 1407  
San Francisco, CA 94103  
Telephone: (415) 675-7705  
Facsimile: (415) 675-2530

*Class Counsel*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

DERRICK SATCHELL, KALINI  
BOYKIN, VALERIE BROWN, RICK  
GONZALES, CYNTHIA GUERRERO,  
RACHEL HUTCHINS, TYRONE  
MERRITT, KELVIN SMITH, SR., and  
KEN STEVENSON, on behalf of  
themselves and all others similarly situated,

Plaintiffs,

v.

FEDEX EXPRESS, a Delaware  
corporation,

Defendant.

Case No. C 03-2659 SI; C 03-2878 SI

CLASS ACTION

**STIPULATION AND [PROPOSED]  
ORDER SETTING BRIEFING SCHEDULE  
(Civil Local Rule 6-1)**

1 WHEREAS, Plaintiffs intend to file a Motion to Bifurcate on Friday, June 9, 2006;  
2 WHEREAS, Defendant has requested that the hearing not take place until July 21,  
3 2006;

4 WHEREAS, the parties have agreed to the following briefing schedule for the  
5 motion, which modifies the briefing schedule set forth in the Civil Local Rules;

6 WHEREAS, all briefs will nonetheless be filed two weeks before the scheduled  
7 hearing, as required by the Civil Local Rules;

8 THEREFORE, that parties hereby stipulate and agree as follows, and request that  
9 the Court so order:

10 1. Plaintiffs shall file and serve their Motion To Bifurcate on or before June 9,  
11 2006.

12 2. Defendant shall file its brief in opposition to Plaintiffs' Motion To  
13 Bifurcate on or before June 23, 2006.

14 3. Plaintiffs shall file their reply brief in support of their Motion To Bifurcate  
15 on or before June 30, 2006.

16 4. The hearing on Plaintiffs' Motion To Bifurcate shall be on July 21, 2006 at  
17 9:00 a.m.

18 SO STIPULATED.

19  
20 Dated: June 7, 2006

LIEFF, CABRASER, HEIMANN & BERNSTEIN, LLP

21  
22 By: /s/ Eve H. Cervantez  
Eve H. Cervantez

23 275 Battery Street, 30th Floor  
24 San Francisco, CA 94111-3339  
25 Telephone: (415) 956-1000  
Facsimile: (415) 956-1008

26 *Class Counsel*

1 Dated: June 7, 2006

SEYFARTH & SHAW LLP

2  
3 By: /s/ Gilmore F. Diekmann, Jr.  
Gilmore F. Diekmann, Jr.

4 Gilmore F. Diekmann, Jr. (SBN 050400)  
5 560 Mission Street, Suite 3100  
San Francisco, CA 94105  
6 Telephone: (415) 397-2823  
Facsimile: (415) 397-8549

7 *Counsel for Defendant*

8  
9 PURSUANT TO STIPULATION, IT IS SO ORDERED.

10 Dated: \_\_\_\_\_



11 Hon. Susan Illston